

### III. REMARKS

Claims 5-7 and 9 are pending in this application. By this amendment, claims 1-4 and 10 and 11 have been canceled, without prejudice. No claims have been amended in this Amendment.

Applicants respectfully submit that entry of the amendment is proper since it requires no substantial amount of additional work on the part of the Office. In particular, deletion of the claim will not require any further search or examination.

In light of the above, Applicants respectfully submit that all claims remain in condition for allowance. Should the Examiner require anything further to place the application in better condition for allowance, the Examiner is invited to contact Applicants' undersigned representative at the number listed below.

Respectfully submitted,

Date: November 12, 2008

/Carl F. Ruoff/  
Carl F. Ruoff  
Reg. No.: 34,241

Hoffman, Warnick LLC  
75 State Street 14<sup>th</sup> Floor  
Albany, New York 12207  
(518) 449-0044  
(518) 449-0047 (fax)